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October 3, 2002

Ms. Mary Potter
Secretary, Board of Oil, Gas and Mining
Utah Department of Natural Resources
1594 West North Temple, Suite 1210
Salt Lake City, Utah 84114

**Re: Consolidation of Requests for Agency Action for Quarry Antone
(Docket No. 2002-017, Cause No. M/045/021) & Little Mountain
Quarry (Docket No. 2002-018, Cause No. M/045/005)**

Ms. Potter:

This confirms that Utah Portland Quarries, Inc., as petitioner in the two above-referenced requests for agency action, agrees to consolidation of those matters for purposes of the October 23, 2002 hearing before the Board of Oil, Gas and Mining. Given the nearly complete factual overlap regarding the two requests, and the similarities and proximity of the two mines involved, such consolidation makes sense from both a practical and legal perspective and should streamline the Board's consideration of the requests at the hearing. We have discussed this matter with counsel for the Board and with counsel for the Division, both of whom agree that consolidation would be beneficial.

If you have any questions regarding this matter, please contact me at 801) 536-6658.

Sincerely,

Michael J. Malmquist

MJM/cvd
Enclosures

cc: D. Wayne Hedberg, DOGM ✓
Steven F. Alder, AAG
Kurt E. Seel, AAG

Greg Morical
Harry Philip

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OIL, GAS AND MINING